

-9-

REMARKS

The Amendment is in response to the Final Office Action mailed on July 8, 2004. Claims 1-6, 8-17, 19-21, 23-27 and 34-41 are pending in the application. Claims 1-6, 8, 12-17, 19-21, 26-27, 34-39 and 41 are allowed. Claims 10, 11, 24 and 25 are objected to as being dependent upon a rejected base claim but allowable if rewritten in independent form to include all of the limitations of the base claim and any intervening claims. Claims 9, 23, 40 were rejected and Applicants respond to the rejection of claims 9, 23 and 40 as follows.

Response to Claim Rejections - 35 U.S.C. § 102

Claim 40 was rejected under 35 U.S.C. § 102 (b) as being anticipated by Koeneman, U.S. Patent No. 4,513,892 on the basis that Koeneman discloses ribs 48 on rotatable cone shaped portion 46 in the interior cavity of casing 22. Claim 40 has been amended to clarify that the claimed subject matter recites a dispenser including a plurality of ribs on a cone shaped portion and at least one longitudinal rib formed on the casing along an inner wall of the casing. Koeneman does not teach the combination of ribs on a rotatable dispenser carousel or cone and on the casing as recited in amended claim 40 and accordingly reconsideration and allowance of amended claim 40 are respectfully requested.

Claims 9 and 23 were rejected under 35 U.S.C. § 102 (b) as being anticipated by Goudy et al, U.S. Patent No. 4,662,538. Claim 9 as amended recites a rotatable dispensing cone interposed in a flow path between an inlet and an outlet of a casing including a flanged platform to removably support a material container, which as amended is not taught by Goudy. Accordingly, reconsideration and allowance of claim 9 are respectfully requested.

Claim 23 has been amended to depend upon claim 24 which was indicated to be allowable and thus allowance of amended claim 23 is respectfully requested.

-10-

Claims 10, 11, 24 and 25 were objected to as being dependent upon a rejected base claim but allowable if rewritten independent form. Claim 24 as amended is rewritten in independent form and claim 25 depends therefrom. Allowance of claims 24-25 as rewritten is respectfully requested. Claims 10-11 depend upon amended claim 9 and accordingly reconsideration and allowance thereof are respectfully requested.

The Director is authorized to charge any fee deficiency required by this paper or credit any overpayment to Deposit Account No. 23-1123.

Respectfully submitted,

WESTMAN, CHAMPLIN & KELLY, P.A.

By: 

Deirdre Megley Kvale, Reg. No. 35,612
Suite 1600 - International Centre
900 Second Avenue South
Minneapolis, Minnesota 55402-3319
Phone: (612) 334-3222
Fax: (612) 334-3312

DMK:bjt